

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION**

**DAVID LENT**

**Plaintiff**

**vs.**

**STATE AUTO PROPERTY AND  
CASUALTY INSURANCE COMPANY**

**Defendant**

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**CIVIL ACTION NO. 5:17-CV-000454-DAE**

**NOTICE OF FILING RULE 29 STIPULATED AGREEMENT**

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW Plaintiff State Automobile Mutual Insurance Company and files this Notice of Filing Rule 29 Stipulated Agreement regarding the agreement between counsel extending the deadline to respond to the parties asserting claims for relief offer of settlement in the above-referenced case. The subject Rule 29 Agreement, pursuant to Rule 29 of the Federal Rules of Civil Procedure is attached hereto and incorporated herein for all purposes as Exhibit “A”.

Respectfully submitted,

/s/ Charles B. Mitchell, Jr.  
CHARLES B. MITCHELL, JR.  
State Bar No. 14207000  
Federal ID No.: 16627  
NAMAN HOWELL SMITH & LEE, PLLC  
405 Fort Worth Club Building  
306 West 7<sup>th</sup> Street  
Fort Worth, Texas 76102-4911  
Telephone: (817) 509-2040  
Facsimile: (817) 509-2060

Doc# 64V3613

Email: [Charles.mitchell@namanhowell.com](mailto:Charles.mitchell@namanhowell.com)  
**ATTORNEY FOR DEFENDANT STATE  
AUTO PROPERTY & CASUALTY  
INSURANCE COMPANY**

**CERTIFICATE OF SERVICE**

I certify that on this the 28th day of December, 2017, a true and correct copy of the foregoing has been served upon all counsel of record in this action, in accordance with the Federal Rules of Civil Procedure by ECF Filing, requested properly addressed to:

***Via E-File & Serve***

James M. McClenny  
J. Zachary Mosely  
Derek L. Fadner  
McClenny Mosely & Associates, PLLC  
411 North Sam Houston Pkwy E.  
Suite 200,  
Houston, Texas 77060  
[james@mma-llc.com](mailto:james@mma-llc.com)  
[zach@mma-llc.com](mailto:zach@mma-llc.com)  
[derek@mma-llc.com](mailto:derek@mma-llc.com)

/s/ Charles B. Mitchell, Jr. \_\_\_\_\_  
**CHARLES B. MITCHELL, JR**

# **EXHIBIT A**



NAMAN HOWELL  
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ATTORNEYS AT LAW

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December 28, 2017

*Via Email: [derek@mma-pllc.com](mailto:derek@mma-pllc.com)*

Derek L. Fadner  
McClenny, Moseley & Associates, PLLC  
411 N. Sam Houston Parkway East, Suite 200  
Houston, Texas 77060

Re: Civil Action No. 5:17-cv-454; David Lent v. State Auto Property and  
Casualty Insurance Company; In the United States District Court for the Western  
District of Texas, San Antonio Division

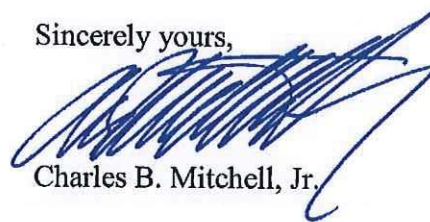
Dear Mr. Fadner:

Pursuant to the Federal Rules of Civil Procedure 29(b), please allow this letter to serve as  
a Rule 29(b) Agreement between the parties in the above-referenced case as follows:

The deadline to respond to the parties asserting claims for relief offer of settlement is  
extended to Monday January 8, 2018.

If you are in agreement with the foregoing, please sign this Rule 29(b) Agreement and  
return it to me at your earliest convenience. Thank you for your cooperation in this matter.

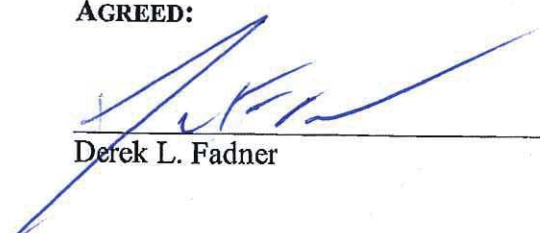
Sincerely yours,



Charles B. Mitchell, Jr.

CBM/MEZ

AGREED:



Derek L. Fadner

12/28/17  
Date

December 28, 2017  
Page 2

cc: ***Via E-mail***

James M. McClenny  
J. Zachary Moseley  
McClenny, Moseley & Associates, PLLC  
411 North Sam Houston Parkway East, Suite 200  
Houston, Texas 77060

cc: ***Via E-mail***

Megan Zeller (w/firm)